

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ESTABLISHING A COURT DOCKET FUND; PROVIDING FOR SHORT TITLE; PROVIDING FOR FUNDING OF THE FUND; PROVIDING FOR DISPENSING FUND; PROVIDING FOR PURPOSE; PROVIDING FOR DESIGNATION OF RECORD NEWSPAPER; PROVIDING FOR DUTIES OF DESIGNATED RECORD NEWSPAPER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 50.071(2), Florida Statutes, authorizes the County to establish a court docket fund by ordinance; and

WHEREAS, the purpose of said fund is for the payment of the cost of the publication of the fact of filing of any civil case in the circuit court in Palm Beach County; and

WHEREAS, the Board of County Commissioners is desirous of establishing such a fund.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. SHORT TITLE:

This Ordinance shall be designated and may be cited as the "Palm Beach County Court Docket Fund Ordinance."

SECTION 2. ESTABLISHMENT AND FUNDING OF COURT DOCKET FUND:

A court docket fund shall be established and shall be funded by a service charge of \$1.00 added to the filing fee for all civil actions, suits, or proceedings filed in the Circuit Court of Palm Beach County. The Clerk of the Circuit Court shall maintain such funds separate and apart, and the aforesaid fee shall not be diverted to any other fund or for any other purpose other than that established herein.

SECTION 3. DISPENSING OF FUNDS:

The Clerk of the Circuit Court shall dispense the fund to the designated record newspaper in Palm Beach County on a quarterly basis.

SECTION 4. PURPOSE OF FUND:

The court docket fund shall be used for no other purpose than for the paying of the cost of publication of the fact of

1 filing of any civil case in the Circuit Court of the 15th Judicial
2 Circuit in Palm Beach County by case style and of the calendar
3 relating to such case.

4 SECTION 5. DESIGNATION OF RECORD NEWSPAPER:

5 A newspaper qualified under the terms of Section 50.011,
6 Florida Statutes, shall be designated as the record newspaper for
7 publication by an order of a majority of the judges in the 15th
8 Judicial Circuit. Such order shall be filed and recorded with the
9 Clerk of the Circuit Court. The designated record newspaper may be
10 changed at the end of any fiscal year by a majority vote of the
11 judges so ordering thirty (30) days prior to the end of the fiscal
12 year, notice of which order shall be given to the previously
13 designated record newspaper.

14 SECTION 6. DUTIES OF DESIGNATED RECORD NEWSPAPER:

15 In addition to publishing the fact of filing in any civil
16 case in the Circuit Court of the 15th Judicial Circuit, the
17 designated record newspaper shall, without charge, pursuant to
18 §50.071(3), Florida Statutes, accept legal advertisements for the
19 purpose of service of process by publication when same is required
20 of persons authorized to proceed as insolvent and poverty stricken.

21 SECTION 7. SEVERABILITY:

22 If any section, paragraph, sentence, clause, phrase, or
23 word of this ordinance is for any reason held by the Court to be
24 unconstitutional, inoperative or void, such holding shall not
25 affect the remainder of this ordinance.

26 SECTION 8. INCLUSION IN THE CODE OF LAWS AND ORDINANCES:

27 The provision of this ordinance shall become and be made
28 a part of the Code of Laws and Ordinances of Palm Beach County,
29 Florida. The Sections of the ordinance may be renumbered or
30 relettered to accomplish such, and the word "ordinance" may be
31 changed to "section", "article", or any other appropriate word.

32 SECTION 9. EFFECTIVE DATE:

33 The provisions of this ordinance shall become effective
34 on December 1, 1992.

1 APPROVED AND ADOPTED by the Board of County Commissioners
2 of Palm Beach County, on the 20th day of October,
3 19 92.

4 PALM BEACH COUNTY, FLORIDA,
5 BY ITS BOARD OF COUNTY COMMISSIONERS

6 BY [Signature]
7

Chair

8 APPROVED AS TO FORM AND
9 LEGAL SUFFICIENCY

10 [Signature]
11 COUNTY ATTORNEY

MILTON T. BAUER, CLERK
Board of County Commissioners

By [Signature]

DEPUTY CLERK

12 Acknowledgement by the Department of State of the State of
13 Florida, on this, the 30th day of October,
14 19 92.

15 Acknowledgement from the Department of State received on the
16 3rd day of November, 19 92, at 1:46 P.M.
17 and filed in the Office of the Clerk of the Board of County
18 Commissioners of Palm Beach County, Florida.

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STATE OF FLORIDA COUNTY OF PALM BEACH
The ex-officio Clerk of the Board of County Commissioners
certify this to be a true and correct copy of the original filed in
my office on 10/20/92
DATED at West Palm Beach, FL on 11/4/92
Clerk, BCC
By: [Signature] D.C.
Deputy Clerk